

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS
EAST ST. LOUIS DIVISION**

CATHERINE ALEXANDER,)
)
Plaintiff,)
)
-vs-)
)
TAKE-TWO INTERACTIVE SOFTWARE, INC.,)
2K GAMES, INC.; 2K SPORTS, INC.; WORLD) Case No. 3:18-cv-966-SMY-MAB
WRESTLING ENTERTAINMENT, INC.;)
VISUAL CONCEPTS ENTERTAINMENT;)
YUKE'S CO., LTD.; AND YUKE'S LA, INC.,)
)
)
Defendants.)

**DEFENDANTS TAKE-TWO INTERACTIVE SOFTWARE, INC., 2K GAMES,
INC., 2K SPORTS, INC., AND VISUAL CONCEPTS ENTERTAINMENT'S
MOTION TO EXCLUDE THE TESTIMONY OF RYAN CLARK**

PLEASE TAKE NOTICE that, upon the accompanying memorandum of law in support of this motion and exhibits thereto, Defendants Take-Two Interactive Software, Inc., 2K Games, Inc., 2K Sports, Inc., and Visual Concepts Entertainment (collectively, "Take-Two") will move before the Honorable Staci M. Yandle, Judge of the United States District Court for the Southern District of Illinois, at the United States District Courthouse, located at 301 West Main Street, Benton, IL 62812, at a time and place to be scheduled by this Court, to exclude any testimony, argument or evidence regarding the expert report and opinions of Plaintiff Catherine Alexander's expert, Ryan Clark, pursuant to Federal Rule of Evidence 702 and Federal Rule of Civil Procedure 26(a)(2).

Defendants reserve their right to file a reply in support of this motion.

Dated: November 8, 2019

Respectfully submitted,

/s/ Dale M. Cendali

Dale M. Cendali (admitted *pro hac vice*)
Joshua L. Simmons (admitted *pro hac vice*)
Christopher T. Ilardi (admitted *pro hac vice*)
Miranda D. Means (admitted *pro hac vice*)
Kirkland & Ellis LLP
601 Lexington Avenue
New York, New York 10022
Telephone: (212) 446-4800
dale.cendali@kirkland.com
joshua.simmons@kirkland.com
chris.ilardi@kirkland.com
miranda.means@kirkland.com

Michael J. Nester (#02037211)
Donovan Rose Nester P.C.
15 North 1st Street, Suite A
Belleville, Illinois 62220
Telephone: (618) 212-6500
mnestert@drnpsc.com

Attorneys for Defendants Take-Two Interactive Software, Inc., 2K Games, Inc., 2K Sports, Inc., and Visual Concepts Entertainment

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS
EAST ST. LOUIS DIVISION**

CATHERINE ALEXANDER,)
)
Plaintiff,)
)
-vs-)
)
TAKE-TWO INTERACTIVE SOFTWARE, INC.,)
2K GAMES, INC.; 2K SPORTS, INC.; WORLD) Case No. 3:18-cv-966-SMY-MAB
WRESTLING ENTERTAINMENT, INC.;)
VISUAL CONCEPTS ENTERTAINMENT;)
YUKE'S CO., LTD.; AND YUKE'S LA, INC.,)
)
)
Defendants.)

CERTIFICATE OF SERVICE

I hereby certify that on November 8, 2019, I electronically filed the foregoing **Defendants Take-Two Interactive Software, Inc., 2K Games, Inc., 2K Sports, Inc., and Visual Concepts Entertainment's Motion to Exclude the Testimony of Ryan Clark** with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

Anthony G. Simon	asimon@simonlawpc.com
Benjamin R. Askew	baskew@simonlawpc.com
Anthony R. Friedman	afriedman@simonlawpc.com
Carrie L. Roseman	croseman@simonlawpc.com
R. Seth Crompton	scrompton@allfela.com
Tracey Blasa	tblas@allfela.com
Jerry McDevitt	jerry.mcdevitt@klgates.com
Curtis Krasik	curtis.krasik@klgates.com

/s/ Dale M. Cendali

Dale M. Cendali (admitted *pro hac vice*)
Kirkland & Ellis LLP
601 Lexington Avenue
New York, New York 10022

Attorney for Defendants Take-Two Interactive Software, Inc., 2K Games, Inc., 2K Sports, Inc., and Visual Concepts Entertainment